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**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

23 Plaintiff Commodity Futures Trading Commission (“CFTC”) hereby responds to the  
24 Motion for Leave To File *Amicus Curiae* Brief of Andreessen Horowitz and for Leave To  
25 Participate in Upcoming Hearing (ECF No. 45). The CFTC does not oppose Andreessen  
26 Horowitz's request to file an *amicus* brief and participate in the upcoming hearing; however, in  
27 light of the additional arguments raised in the brief, the CFTC requests one additional week

1 (until November 14, instead of November 7) to file a consolidated opposition to all four *amicus*  
2 briefs and a corresponding extension of the *amici* reply deadline to November 21.  
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6 Dated: November 1, 2022

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8 Respectfully submitted,  
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10 **COMMODITY FUTURES TRADING**  
11 **COMMISSION**  
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14 By: /s/ Anthony C. Biagioli  
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**Certificate of Service**

I hereby certify that on November 1, 2022, I caused a copy of the foregoing to be filed with the Clerk of the Court via the CM/ECF system as well as provided to the Defendant Ooki DAO through the Ooki DAO's Help Chat Box on the Ooki DAO website as well as by posting the foregoing to the Ooki DAO's Online Forum.

In addition, I caused a copy of the foregoing to be provided to counsel for *amici* LeXpunK ([smoniz@brownrudnick.com](mailto:smoniz@brownrudnick.com), [spalley@brownrudnick.com](mailto:spalley@brownrudnick.com), [ag@agolubitsky.com](mailto:ag@agolubitsky.com)), DeFi Education Fund ([oswell@sullcrom.com](mailto:oswell@sullcrom.com), [ostragerae@sullcrom.com](mailto:ostragerae@sullcrom.com), [mcdonaldj@sullcrom.com](mailto:mcdonaldj@sullcrom.com), [richardsond@sullcrom.com](mailto:richardsond@sullcrom.com)), and Paradigm ([rodrigo@paradigm.xyz](mailto:rodrigo@paradigm.xyz), [etung@jonesday.com](mailto:etung@jonesday.com), [jburnham@jonesday.com](mailto:jburnham@jonesday.com), [jsterling@jonesday.com](mailto:jsterling@jonesday.com), [ihanna@jonesday.com](mailto:ihanna@jonesday.com)), and proposed *amicus* Andreessen Horowitz ([douglas.yatter@lw.com](mailto:douglas.yatter@lw.com), [benjamin.naftalis@lw.com](mailto:benjamin.naftalis@lw.com), [samir.deger-sen@lw.com](mailto:samir.deger-sen@lw.com), [matt.rawlinson@lw.com](mailto:matt.rawlinson@lw.com)).

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